IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.M.JOSEPH

TUESDAY, THE 26TH JUNE 2007 / 5TH ASHADHA 1929

WP(C).No. 18017 of 2007(T)

PETITIONER:

ALAYAN MAYIN, S/O. KOYA,
ARAKKUPARAMBA P.O., MALAPPURAM DIST.

BY ADV. SRI.T.K.AJITH KUMAR

RESPONDENTS:

THE PERINTHALMANNA CO-OPERATIVE
AGRICULTURAL AND RURAL DEVELOPMENT BANK LTD.,
PERINTHALMANNA P.O., MALAPPURAM DIST.,
REPRESENTED BY ITS SECRETARY.

BY ADV. SRI.P.K.VIJAYAMOHANAN

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 26/06/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

APPENDIX

PETITIONER'S EXHIBITS

EXT.P1 **NOTICE PUBLISHED IN DESABHIMANI DAILY DTD. 29-3-2007**

/True Copy/

PA to Judge.

K.M.JOSEPH, J.

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W.P.(C).No. 18017 OF 2007

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Dated this the 11th day of June, 2007

JUDGMENT

Petitioner availed a loan from the respondent which he could not repay. Petitioner challenges Ext.P1 demand notice.

2. I heard learned counsel for the petitioner and the learned counsel for the Bank.

3. Learned counsel for the petitioner submits that petitioner may be permitted to pay off the entire amounts in easy instalments.

The writ petition is disposed of permitting the petitioner to pay off the entire amounts remaining to be paid with due interest in six equal monthly instalments, the first of which shall be payable on or before 23/07/2007. Petitioner is to pay the succeeding instalments on or before the 23rd of every succeeding months. The bank will serve a statement on the petitioner showing the exact amount of instalments payable by the petitioner within two weeks from today. If the petitioner does not pay any of the instalments as aforesaid, it is open to the respondent bank to proceed against the petitioner in accordance with law. If the petitioner continues to pay the instalments, proceedings will not be enforced against him.

(K.M.JOSEPH, JUDGE)

sv.

(K.M.JOSEPH, JUDGE)

SV.